



EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

GOV. MSG. NO. **696**

June 2, 2006

The Honorable Robert Bunda, President
and Members of the Senate
Twenty-Third State Legislature
State Capitol, Room 003
Honolulu, Hawaii 96813

Dear Mr. President and Members of the Senate:

This is to inform you that on June 2, 2006, the following bill was signed into law:

HB2075 HD1 SD2 CD1

A BILL FOR AN ACT RELATING TO
TRANSPORTATION.
(ACT 166)

Sincerely,

A handwritten signature in black ink, appearing to read "L. Lingle".

LINDA LINGLE

HOUSE OF REPRESENTATIVES
TWENTY-THIRD LEGISLATURE, 2006
STATE OF HAWAII

H.B. NO. 2075
H.D. 1
S.D. 2
C.D. 1

A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that bicycling is growing
2 in importance as a mode of transportation. Bicycling has many
3 benefits, including:

4 (1) Improved mobility, especially for those who cannot or
5 choose not to drive;

6 (2) Lower road maintenance costs;

7 (3) Less traffic congestion;

8 (4) Less road widening and fewer parking lots;

9 (5) Improved air quality; and

10 (6) Improved health and reduced medical costs.

11 With rising gasoline prices, many people are looking for an
12 alternative method of transportation. It is far less expensive
13 to operate a bicycle than an automobile.

14 The purpose of this Act is to ensure the implementation of
15 a safe, continuous, and coordinated system of bikeways by
16 earmarking a percentage of the state highway fund for bikeways.

17 SECTION 2. Section 248-9, Hawaii Revised Statutes, is
18 amended to read as follows:



1 "**§248-9 State highway fund.** (a) Moneys in the state
2 highway fund may be expended for the following purposes:

3 (1) To pay the costs of operation, maintenance, and repair
4 of the state highway system, including without
5 limitation, the cost of equipment and general
6 administrative overhead;

7 (2) To pay the costs of acquisition (including real
8 property and interests therein), planning, designing,
9 construction, and reconstruction of the state highway
10 system~~[r]~~ and bikeways, including, without limitation,
11 the cost of equipment and general administrative
12 overhead; provided that the director of transportation
13 shall allot and expend two per cent of federally
14 eligible moneys in the state highway fund for
15 bikeways; and

16 (3) To reimburse the general fund for interest on and
17 principal of general obligation bonds issued to
18 finance highway projects where the bonds are
19 designated to be reimbursable out of the state highway
20 fund.

21 (b) At any time, the director of transportation may
22 transfer from the state highway fund all or any portion of



1 available moneys determined by the director of transportation to
2 [~~be in excess of~~] exceed one hundred thirty-five per cent of the
3 requirements for the ensuing twelve months for the state highway
4 fund as permitted by and in accordance with section 37-53. For
5 purposes of the determination, the director of transportation
6 shall take into consideration:

- 7 (1) The amount of federal funds and bond funds on deposit
8 in, and budgeted to be expended from, the state
9 highway fund during the period;
- 10 (2) Amounts on deposit in the state highway fund [~~which~~]
11 that are encumbered or otherwise obligated;
- 12 (3) Budgeted amounts payable from the state highway fund
13 during the period;
- 14 (4) Revenues anticipated to be received by and
15 expenditures to be made from the state highway fund
16 during the period based on existing agreements and
17 other information for the ensuing twelve months; and
- 18 (5) Any other factors as the director of transportation
19 shall deem appropriate."

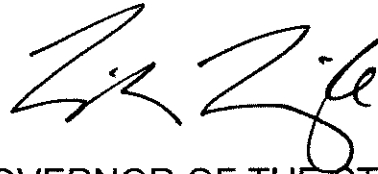
20 SECTION 3. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.

22 SECTION 4. This Act shall take effect on July 1, 2006.



H.B. NO. 2075
H.D. 1
S.D. 2
C.D. 1

APPROVED this 2 day of JUN, 2006



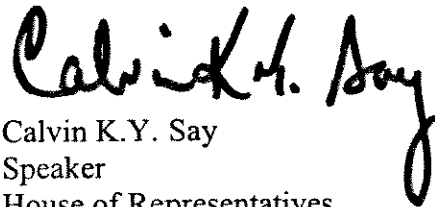
GOVERNOR OF THE STATE OF HAWAII

HB No. 2075 HD 1 SD 2 CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 2, 2006
Honolulu, Hawaii

We hereby certify that the foregoing Bill on this day passed Final Reading in the House of Representatives of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006.



Calvin K.Y. Say
Speaker
House of Representatives



Patricia Mau-Shimizu
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAII

Date: May 2, 2006
Honolulu, Hawaii

We hereby certify that the foregoing Bill on this day passed Final Reading in the Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006.



Robert Bunda
President of the Senate



Paul Kawaguchi
Clerk of the Senate